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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

Nutrishare, Inc., a California corporation,
Plaintiff,
v.
BioRx, LLC, an Ohio Limited Liability
Company,
Defendant.

Case No. 2:08-CV-01252-WBS-EFB

**ORDER GRANTING REQUEST TO FILE
NEWLY DISCOVERED EVIDENCE IN
SUPPORT OF MOTION FOR
PRELIMINARY INJUNCTION**

The Court, having considered Plaintiff's *Request to File Newly Discovered Evidence in support of Motion for Preliminary Injunction*, and finding good cause therefor, hereby grants Plaintiff's request. The Court hereby accepts for filing the *Declaration of Kerry Stone Regarding Actual Confusion* and the *Supplemental Declaration of Rodney Okamoto*, and will consider this evidence as if it had been submitted with Plaintiff's Motion for Preliminary Injunction, filed on June 24, 2008.

IT IS SO ORDERED.

Dated: July 9, 2008



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE